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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 IN RE: PHENYLPROPANOLAMINE (PPA)
10 PRODUCTS LIABILITY LITIGATION

No. 2:01-md-01407-BJR

11 ORDER TO SHOW CAUSE

12 This document relates to the cases listed on
13 Exhibit A.

14 This matter comes before the court *sua sponte*. It has come to the court's attention that
15 the cases listed on Exhibit A show no signs of recent activity. The court hereby orders plaintiffs
16 in these cases to show cause, if any they have, no later than Monday, February 16, 2009, why
17 these matters should not be dismissed for failure to prosecute. Defendants' response to any
18 opposition to dismissal shall be filed no later than Wednesday, February 25, 2009, and any reply
19 shall be submitted on Friday, March 6, 2009. These matters are noted for determination without
20 oral argument on Monday, March 9, 2009.

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22 DATED at Seattle, Washington this 26th day of January, 2009.
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Barbara Jacobs Rothstein

25 U.S. District Court Judge

ORDER TO SHOW CAUSE

EXHIBIT A

| | Case Name | Case No. | Active Defendants |
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| 1 | Alewel v. Chattem, Inc., et al. | 04-413 | Steve Weiss & Co., Inc. |
| 2 | Allen, et al. v. Chattem, Inc., et al. | 02-1018 | Chattem, Inc. Delaco Company |
| 3 | Beavers v. Bayer Corp., et al. | 03-1556 | Bayer Corporation SmithKline Beecham Corporation Novartis Pharmaceuticals Company Novartis Consumer Health Chattem, Inc. Delaco Company Proctor & Gamble Bristol-Myers Squibb Company Block Drug Company Warner-Lambert Consumer Healthcare Products Wyeth Schering-Plough Consumer Healthcare Products, Inc. |
| 4 | Benton v. Chattem, Inc., et al. | 04-920 | Delaco Company |
| 5 | Bourgeois v. Chattem, Inc., et al. | 03-1754 | Chattem, Inc. Delaco Company |
| 6 | Bourn v. Chattem, Inc., et al. | 03-3547 | Chattem, Inc. Thompson Medical Company, Inc. |
| 7 | Bourn v. Chattem, Inc., et al. | 04-1189 | Chattem, Inc. Thompson Medical Company |
| 8 | Brent v. Bayer Corp., et al. | 03-2280 | Novartis Pharmaceuticals Co. Novartis Consumer Health Block Drug Co., Inc. |
| 9 | Brown v. Block Drug Co., et al. | 03-3398 | Okolona Drug Co. |
| 10 | Burchfield v. Chattem, Inc., et al. | 03-3556 | Chattem, Inc. Thompson Medical Company Sanders Pharmacy |
| 11 | Bush v. Bayer Corp., et al. | 03-3543 | Bayer Corporation |

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| | | Bulldog Corner, Inc. | |
| 1 | Campbell v. Chattem, Inc., et al. | 04-385 | Delaco Company |
| 2 | Chatman v. Bayer Corp., et al. | 03-3034 | Bayer Corporation |
| 3 | Clymer v. Chattem Inc., et al. | 04-994 | Bayer Corporation |
| 4 | Coaxum v. Wyeth Co., et al. | 04-2181 | Wyeth Delaco Company |
| 5 | Cole v. Bayer Corp., et al. | 03-3123 | Bayer Corporation |
| 6 | Danby, et al. v. Bayer Corp., et al. | 02-2593 | Whitehall-Robins Healthcare American Home Products Corporation Winn-Dixie Louisiana, Inc. |
| 7 | Dumas v. Bayer Corp. | 03-3051 | Bayer Corporation |
| 8 | Everhart v. Bayer Corp., et al. | 03-2231 | Bayer Corporation Wal-Mart Stores East, Inc. |
| 9 | French v. Bayer Corp., et al. | 03-3612 | Bayer Corporation |
| 10 | Fry v. Delaco Co., et al. | 03-228 | Sobel NV |
| 11 | Gardner v. Bayer Corp. | 04-68 | Bayer Corporation |
| 12 | Giles v. Chattem, Inc. | 04-789 | Chattem, Inc. |
| 13 | Gordon v. Wyeth, Inc. | 05-1760 | Wyeth |
| 14 | Guzman, et al. v. Wyeth, et al. | 03-2754 | GlaxoSmithKline SmithKline Beecham Corp. SmithKline Beecham Consumer Healthcare |
| 15 | Hales v. Chattem, Inc., et al. | 03-2729 | Chattem, Inc. Thompson Medical Company |
| 16 | Hall v. Chattem, Inc., et al. | 03-763 | Chattem, Inc. Eckerd Corp., Walmart Stores, Inc. Delaco Co. |
| 17 | Hammond v. Chattem | 01-2154 | Sidmak Laboratories |

ORDER TO SHOW CAUSE

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| 1 | | Pliva, Inc. |
| 2 | Holder v. Delaco Company, et al. | 04-226 Delaco Company |
| 3 | Hoofkin, et al. v. Novartis Pharmaceuticals Corp., et al. | 02-1722 Winn-Dixie Louisiana, Inc. |
| 4 | Keifer, et al. v. Chattem, Inc., et al. | 04-1100 Chattem, Inc. Delaco Company Longs Drug Stores Longs Drug Stores of CA |
| 5 | Kenebrew v. H.E. Butt Grocery Co., et al. | 03-880 H.E. Butt Grocery Co. Chattem, Inc. Delaco Company |
| 6 | Kitchens v. Chattem, Inc., et al. | 04-1221 Chattem, Inc. Thompson Medical Company, Inc. Ivy's Discount Drugs, Inc. |
| 7 | Lancelin v. Novartis Pharmaceuticals Corp., et al. | 03-2144 Delaco Company Thompson Medical Co., Inc. |
| 8 | Landry v. Bayer Corp., et al. | 03-3086 Delaco Company |
| 9 | Leone v. Chattem, Inc., et al. | 03-242 Chattem, Inc. Rite-Aid of Pennsylvania, Inc. Delaco Company Thompson Medical Co., Inc. Sidmak Laboratories, Inc. Pliva Prague Alps Pharmaceuticals Ind. Co. Ltd. Sobel NV |
| 10 | Leslie v. Bayer Corp., et al. 03-3356 | 03-3356 Bayer Corporation Wyeth Consumer Healthcare |
| 11 | Littesey v. Procter & Gamble Company, et al. | 04-2210 Elan Pharmaceuticals, Inc. |
| 12 | Lovejoy v. Chattem, Inc., et al. | 03-3554 Chattem, Inc. Thompson Medical Co., Inc. Walgreen's Co. |

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| 1 | McComas v. Leiner Health Products, Inc., et al. | 03-3881 | Leiner Health Products, Inc. Walmart Stores, Inc. |
| 2 | McRee v. Bayer Corporation, et al. | 03-3536 | Bayer Corporation Brent's Drugs Inc. |
| 3 | Metzger, et al. v. The Delaco Co., et al. | 02-1264 | Delaco Company Chattem Inc. Walgreen Co. Inc. Walgreen Eastern Co. Inc. |
| 4 | Miller, et al. v. Thomson Medical Co., et al. | 02-342 | Ralph's Grocery Co. |
| 5 | Mitchell v. Bayer Corp., et al. | 03-3626 | Bayer Corporation Ken's Discount Pharmacy |
| 6 | Pamplin v. Bayer Corp., et al. | 03-1479 | Bayer Corporation SmithKline Beecham Novartis Pharmaceuticals Co. Novartis Consumer Health, Inc. Chattem, Inc. Delaco Company Warner-Lambert Consumer Healthcare Products Bristol-Myers Squibb Co. Wyeth Wyeth Consumer Healthcare |
| 7 | Parker v. Delaco Co., et al. | 04-81 | Delaco Co. Sidmak Laboratories, Inc. Sobel NV Chattem, Inc. Signal Investment and Management Pam Holdings, Inc. Pliva D.D. Alps Pharmaceuticals |
| 8 | Patrick v. Bayer Corp., et al. | 03-3629 | Bayer Corporation Okolona Drug Co., Inc. |
| 9 | Patterson v. Amercian Home Products, et al. | 03-2215 | Bayer Corporation |
| 10 | Pena-Baez v. Wyeth, et al. | 03-3855 | Wyeth |

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| 1 | ORDER TO SHOW CAUSE |
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| 1 | | Wyeth Consumer Healthcare |
| 2 | Porter v. Bayer Corp., et al. | 03-1482 Bayer Corp. SmithKline Beecham |
| 3 | Randle v. Bayer Corporation, et al. | 03-3571 Bayer Corporation Economy Drugs of Greenwood, Inc. |
| 4 | Rawlings v. Chattem, Inc., et al. | 04-992 Chattem Inc. Delaco Co. Pliva Inc. Walmart Stores Inc |
| 5 | Robertson v. Bayer Corp., et al. | 03-1803 Novartis Pharm. Co. Delaco Co. Block Drug Co. Schering-Plough Healthcare Prods. Wyeth Schering-Plough Corp. |
| 6 | Schooley, et al. v. Bayer Corp. | 04-2078 Bayer Corporation |
| 7 | Sullivan v. Bayer Corp. | 04-1124 Bayer Corporation |
| 8 | Tate v. Chattem, Inc., et al. | 03-2153 Chattem, Inc. Thompson Medical Co., Inc Delaco Co. |
| 9 | Turman v. Kroger Texas, L.P., et al. | 03-628 Delaco Co. Chattem Inc. |
| 10 | Veiga-Valle, et al. v. SmithKline Beecham Corp., et al. | 05-77 Wyeth Pharmaceuticals |
| 11 | Vogelbach v. Chattem, Inc., et al. | 04-1239 Chattem Inc. Chattem Inc. Consumer Products Division Delaco Co. |
| 12 | Ware v. Chattem, Inc., et al. | 03-2059 Glaxosmithkline, PLC Bristol-Myers Squibb & Co. Proctor & Gamble Co. |
| 13 | Washington v. Chattem Inc., et al. | 03-3561 Chattem, Inc. Thompson Medical Co., Inc. |

ORDER TO SHOW CAUSE

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| 1 | Weavers, et al. v. American Home Products Corp., et al. | 02-508 | Chattem, Inc. |
| 2 | Williams v. Thompson Medical Co., Inc., et al. | 02-267 | Thompson Medical Co., Inc. Delaco Company Sidmak Laboratories, Inc. Pliva, Inc. |
| 3 | Patricia Wyeth v. The Delaco Co., et al. | 04-723 | Delaco Company Sidmak Laboratories, Inc. Sobel NV Chattem, Inc. Signal Investment and Management Pam Holdings, Inc. DD Plivaa Alps Pharmaceuticals |
| 4 | Yazell v. Thompson Medical Co. Inc., et al. | 02-1538 | Thompson Medical Company, Inc. |
| 5 | Young v. Wyeth, Inc., et al. | 03-2310 | Chattem, Inc. Delaco Company |

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